

Union Calendar No. 597

106TH CONGRESS
2^D SESSION

H. R. 4737

[Report No. 106–1035, Part I]

To require an inventory of documents and devices containing Restricted Data at the national security laboratories of the Department of Energy, to improve security procedures for access to the vaults containing Restricted Data at those laboratories, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 23, 2000

Mr. HUNTER introduced the following bill; which was referred to the
Committee on Armed Services

DECEMBER 15, 2000

Additional sponsors: Mr. METCALF, Mr. ROMERO-BARCELO, Mr. STUPAK, and
Mr. GONZALEZ

DECEMBER 15, 2000

Reported with amendments and referred to the Committee on Commerce for
a period ending not later than December 15, 2000, for consideration of
such provisions of the bill and amendment as fall within the jurisdiction
of that committee pursuant to clause 1(f), rule X

[Strike out all after the enacting clause and insert the part printed in *italic*]

DECEMBER 15, 2000

Committee on Commerce discharged; committed to the Committee of the
Whole House on the State of the Union and ordered to be printed

[For text of introduced bill, see copy of bill as introduced on June 23, 2000]

A BILL

To require an inventory of documents and devices containing

Restricted Data at the national security laboratories of the Department of Energy, to improve security procedures for access to the vaults containing Restricted Data at those laboratories, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
 2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 *This Act may be cited as the “Nuclear Secrets Safety*
 5 *Act of 2000”.*

6 **SEC. 2. INVENTORY OF RESTRICTED DATA AT NATIONAL**
 7 **SECURITY LABORATORIES.**

8 *(a) INVENTORY REQUIRED.—Not later than 90 days*
 9 *after the date of the enactment of this Act, the Adminis-*
 10 *trator for Nuclear Security shall conduct an inventory of*
 11 *each document or device at each national security labora-*
 12 *tory that contains Restricted Data and shall submit to the*
 13 *Committee on Armed Services of the Senate and the Com-*
 14 *mittee on Armed Services of the House of Representatives*
 15 *a report containing the results of that inventory.*

16 *(b) DEFINITIONS.—For purposes of this section:*

17 *(1) The term “national security laboratory” has*
 18 *the meaning given such term in section 3281 of the*
 19 *National Nuclear Security Administration Act (50*
 20 *U.S.C. 2471).*

21 *(2) The term “Restricted Data” has the meaning*
 22 *given such term in paragraphs (1) and (2) of section*

1 11 y. of the Atomic Energy Act of 1954 (42 U.S.C.
2 2014(y)).

3 **SEC. 3. INCREASED SECURITY FOR VAULTS AT NATIONAL**
4 **SECURITY LABORATORIES.**

5 (a) *ACCESS TO VAULTS.*—(1) *Section 3234 of the Na-*
6 *tional Nuclear Security Administration Act (50 U.S.C.*
7 *2424) is amended—*

8 (A) *by striking “The Administrator” and insert-*
9 *ing “(a) PROCEDURES REQUIRED.—The Adminis-*
10 *trator”;* and

11 (B) *by adding at the end the following new sub-*
12 *section:*

13 “(b) *ACCESS TO VAULTS AT NATIONAL SECURITY LAB-*
14 *ORATORIES.*—*With respect to any vault containing Re-*
15 *stricted Data at any national security laboratory, the pro-*
16 *cedures shall, at a minimum, provide that an individual*
17 *shall not have unrestricted access to any such vault except*
18 *in accordance with the following requirements:*

19 “(1) *Before each such access, the identity of the*
20 *individual is verified by—*

21 “(A) *an attendant through direct visual ob-*
22 *serva-*
23 “(B) *biometric technology; or*

1 “(C) *other means providing a high con-*
2 *fidence level in verifying the identity of the indi-*
3 *vidual.*

4 “(2) *For each such access, a permanent record of*
5 *such access is maintained.*

6 “(c) *CHANGE OF LOCK COMBINATIONS TO VAULTS AT*
7 *NATIONAL SECURITY LABORATORIES.—The Administrator*
8 *shall ensure, for each vault containing Restricted Data at*
9 *each national security laboratory, that the combination of*
10 *each lock to such vault is changed not later than—*

11 “(1) *one week after each removal of an indi-*
12 *vidual from the list of individuals permitted access to*
13 *such vault; and*

14 “(2) *12 months after the date on which the com-*
15 *bination was last changed.”.*

16 (2) *The requirements of subsection (b) of section 3234*
17 *of such Act (as added by paragraph (1)) shall apply to each*
18 *access referred to in that subsection that occurs after the*
19 *expiration of the 24-hour period beginning upon the enact-*
20 *ment of this Act.*

21 (3) *The Administrator for Nuclear Security shall en-*
22 *sure, for each vault containing Restricted Data at each na-*
23 *tional security laboratory, that the combination of each lock*
24 *to such vault is changed not later than 30 days after the*
25 *date of the enactment of this Act.*

1 (b) *REPORT ON NNSA POLYGRAPH POLICY.*—(1) *Not*
2 *later than 90 days after the date of the enactment of this*
3 *Act, the Administrator for Nuclear Security shall submit*
4 *to the Committee on Armed Services of the Senate and the*
5 *Committee on Armed Services of the House of Representa-*
6 *tives a report on the policy recommendations of the*
7 *Adminstrator regarding the use of counterintelligence poly-*
8 *graph examinations within the National Nuclear Security*
9 *Administration. The report shall contain the recommenda-*
10 *tions of the Administrator as to what the policy of the Ad-*
11 *ministration should be regarding—*

12 (A) *the use of such examinations generally as a*
13 *prerequisite to access (restricted or unrestricted) to*
14 *Restricted Data; and*

15 (B) *the use of such examinations as a pre-*
16 *requisite to access (restricted or unrestricted) to vaults*
17 *containing Restricted Data.*

18 (2) *For purposes of this section, the term “Restricted*
19 *Data” has the meaning given such term in paragraphs (1)*
20 *and (2) of section 11 y. of the Atomic Energy Act of 1954*
21 *(42 U.S.C. 2014(y)).*

1 **SEC. 4. USE OF ELECTRONIC LOCKS FOR CLASSIFIED**
 2 **AREAS AND CLASSIFIED INFORMATION OF**
 3 **NATIONAL NUCLEAR SECURITY ADMINISTRA-**
 4 **TION.**

5 *Section 3234 of the National Nuclear Security Admin-*
 6 *istration Act (50 U.S.C. 2424), as amended by section 3*
 7 *of this Act, is further amended by adding at the end the*
 8 *following new subsection:*

9 *“(d) ELECTRONIC LOCKS REQUIRED.—The Adminis-*
 10 *trator shall ensure that, after October 1, 2002, each lock*
 11 *used by the Administration to secure any vault, safe, or*
 12 *other container used to store Restricted Data is an elec-*
 13 *tronic lock that meets or exceeds the FF–L–2740A lock*
 14 *standard of the General Services Administration, as in ef-*
 15 *fect on the date of the enactment of the Nuclear Secrets Safe-*
 16 *ty Act of 2000.”.*

Amend the title so as to read: “A bill to require an inventory of documents and devices containing Restricted Data at the national security laboratories of the National Nuclear Security Administration, to improve security procedures for access to the vaults containing Restricted Data at those laboratories, and for other purposes.”.

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